

District Judge Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

HASSAN ELAKIL, *et al.*,

Plaintiffs,

v.

ALEJANDRO MAYORKAS, *et al.*,

Defendants.

Case No. 2:24-cv-02104-RSM

STIPULATED MOTION TO HOLD  
CASE IN ABEYANCE AND ORDER

Noted for Consideration:  
January 17, 2025

Plaintiffs and Defendants, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings until May 23, 2025. Plaintiffs brought this litigation pursuant to the Administrative Procedure Act seeking, *inter alia*, to compel U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate Plaintiff Elakil’s Form I-130, Petition for Alien Relative. Defendants’ response to the Complaint is currently due on February 28, 2025. The parties are currently working towards a resolution to this litigation. For good cause, the parties request that the Court hold the case in abeyance until May 23, 2025.

Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to

1 control the disposition of the causes on its docket with economy of time and effort for itself, for  
2 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.  
3 P. 1.

4 With additional time, this case may be resolved without the need of further judicial  
5 intervention. USCIS recently issued a Notice of Intent to Deny (“NOID”) the Form I-130.  
6 Plaintiff has until April 19, 2025, to submit a response to the NOID. Once Plaintiff has  
7 submitted the response, USCIS will need time to review it and continue with processing of the  
8 Form I-130. Because further litigation may not be necessary after the review is completed, the  
9 parties agree that holding this case in abeyance through May 23, 2025, is appropriate. Therefore,  
10 the parties believe good cause exists for a stay in these proceedings to save the parties and this  
11 Court from spending unnecessary time and judicial resources on this matter.

12 Accordingly, the parties request that the Court hold the case in abeyance until May 23,  
13 2025. The parties will submit a joint status report on or before May 23, 2025.

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1 DATED this 17th day of January, 2025.

2 Respectfully submitted,

3 TESSA M. GORMAN  
4 United States Attorney

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s/ Michelle R. Lambert

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10 *Attorneys for Defendants*

11 *I certify that this memorandum contains 328*  
12 *words, in compliance with the Local Civil Rules.*

*Attorneys for Plaintiffs*

**ORDER**

The case is held in abeyance until May 23, 2025. The parties shall submit a status update on or before May 23, 2025. It is so **ORDERED**.

DATED this 21<sup>st</sup> day of January, 2025.



RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE